

S/N 10/004,623PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Craig R. Burfeind et al.

Examiner: Victor Taylor

Serial No.: 10/004,623

Group Art Unit: 2862

Filed: December 3, 2001

Docket: 1081.001US2

Title: GENERATION AND DISTRIBUTION OF PERSONALIZED MULTIMEDIA
NATURAL PHENOMENOLOGICAL INFORMATION**TERMINAL DISCLAIMER
APPROVED**TERMINAL DISCLAIMER**FEB 12 2003**Commissioner for Patents
Washington, D.C. 20231**TECHNOLOGY CENTER 2800
SPECIAL PROGRAM CENTER**

I, Rodney L. Lacy, am the attorney of record for the above identified patent application as evidenced by the Power of Attorney filed in the present application on December 3, 2001. I am making this petition on behalf of Digital Cyclone, Inc., the assignee of the present invention. As the attorney of record, I am empowered to act on behalf of the assignee and, in accordance with 37 C.F.R. § 1.321(b)(iv), to sign this terminal disclaimer.

RECEIVED**FEB 06 2003****OFFICE OF THE SPECIAL
PROGRAMS EXAMINER**Certificate Under 37 C.F.R. §3.73(b)

Your petitioner, Digital Cyclone, Inc., certifies that they are the owner of the entire right, title and interest in and to the above-identified patent application (Serial No. 10/004,623) and to U.S. Patent No. 6,360,172. Your petitioner owns the entire right, title, and interest of these applications by nature of the assignments executed and filed for both of these applications. The assignment for U.S. Patent No. 6,360,172 was recorded on August 13, 1999 on Reel 10173, Frames 735 - 739, with the United States Patent and Trademark Office. The above-identified patent application (Serial No. 10/004,623) is a continuation of U.S. Patent No. 6,360,172.

✓ The undersigned representative of the assignee has reviewed the evidentiary documents of title and certifies that to the best of assignee's knowledge and belief, title is in the assignee, Digital Cyclone, Inc., seeking to take the action set forth in this disclaimer.

RECEIVED**FEB 10 2003****OFFICE OF THE SPECIAL
PROGRAMS EXAMINER**Terminal Disclaimer

✓ Your petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified patent application, which would extend beyond the expiration date of the full statutory term, as presently shortened by any terminal disclaimers, of U.S. Patent No. 6,360,172. Petitioner hereby agrees that any patent so granted on

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the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patent No. 6,360,172 and the legal title of the above-identified application and any patent granted thereon remain common, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors and assigns.

Limitations on the Disclaimer

Your petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,360,172 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration date of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title as stated hereinabove.

Fee Status

✓ The Commissioner of Patents and Trademarks is hereby authorized to charge Deposit Account No. 19-0743 in the amount of \$55.00, which is required under 37 C.F.R. §1.20(d) to file a statutory disclaimer.

Respectfully submitted,

CRAIG R. BURFEIND ET AL.

By their Representatives,

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Date February 4, 2003 By R. L. Lacy
Rodney L. Lacy
Reg. No. 41,136 ✓

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Amy J. Moriarty
Amy J. Moriarty

Feb. 4, 2003
Date of Transmission

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SPECIAL PROGRAM CENTER****Deborah P. Vega****Paralegal Specialist****Technology Center 2800****(703) 308-3078****FAX RECEIVED****FEB 04 2003****TECHNOLOGY CENTER 2800**